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BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

November 24, 2003

T.R.A. DOCKET ROOM

<i>IN RE: IMPLEMENTATION OF THE</i>)	DOCKET NO
<i>FEDERAL COMMUNICATIONS</i>)	03-00491
<i>COMMISSION'S TRIENNIAL REVIEW</i>)	
<i>ORDER – 9 MONTH PROCEEDING -</i>)	
<i>SWITCHING</i>		

**UNOPPOSED MOTION OF XSPEDIUS, BIRCH AT&T, MOMENTUM, NEWSOUTH
AND ACCESS INTEGRATED NETWORKS**

As the Hearing Officer is aware, responses to discovery in the above-captioned proceeding are due November 24, 2003. Representatives of Xspedius, Birch, Momentum, AT&T, NewSouth, and Access Integrated Networks ("AIN") each has requested additional time within which to file responses to discovery questions issued by BellSouth. In each case, counsel for BellSouth has agreed not to oppose the extension request in exchange for promises and representations from the other carrier. Specifically, the competing carriers agreed to provide to BellSouth the same information (i.e. responses to the same questions) that AT&T has agreed to provide.¹ Based on this representation, BellSouth agreed not to oppose requests by AIN, Momentum, AT&T, NewSouth, and Birch to respond to discovery on Monday, December 1, 2003. If BellSouth determines that any carrier has not responded in accordance with the BellSouth/AT&T agreement, the other carrier will not oppose a request by BellSouth for an extension of time to file motions to compel until December 15, 2003. BellSouth also agreed not to oppose a request by Xspedius to file Tennessee-specific responses to discovery by December 5, 2003 if Xspedius would agree to provide regional responses to discovery by December 5 and

¹ To minimize the number of discovery disputes, AT&T and BellSouth agreed that, notwithstanding each party's previously filed objections, each carrier will respond to certain questions and not seek motions to compel answer to other questions.

to work reasonably with BellSouth in responding to those questions.² Counsel for the requesting carriers has contacted counsel for Sprint-United and the Consumer Advocate, who both state they have no objection to these requests. Copies of this Motion have also been sent electronically to all parties.

Therefore, the above-listed carriers request that this Motion be granted.

Respectfully submitted,

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² As noted in the Hearing Officer's prior orders, if a carrier has responded to a question in one state and is asked the identical question in another state, the carrier may refer to the earlier response. The carriers refer to these non-state-specific responses as "regional" responses.

CERTIFICATE OF SERVICE

I hereby certify that on November 24, 2003, a copy of the foregoing document was served on the parties of record, via electronically, U.S. mail or hand delivery:

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